



UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 00-1133)

IN THIS APPLICATION OF:

Fijolek et al.

Serial No. 09/722,980

Filed: November 27, 2000

Title System And Method For Automatic  
Load Balancing In A Data-Over-  
Cable System

Examiner:

Group Art Unit:

To be Assigned

2152

BOX DD

Commissioner for Patents  
Washington, D.C. 20231

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

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1. We are transmitting herewith the attached:

- Supplemental Information Disclosure Statement;
- Supplemental Form PTO-1449;
- Copy of IDS Citations 09/722,980 (21 references);
- Return Receipt Postcard.

Technology Center 2100

2. With respect to additional fees:

☒ No additional fee is required.

3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box DD, Washington, D.C. 20231 on this 24<sup>th</sup> day of September, 2001.

By: *Monika Dudek*  
Monika Dudek  
Reg. No. 47,538



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SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

BOX DD

Commissioner for Patents  
Washington, D.C. 20231-9999

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references of record in the above-identified application. Copies of the references are enclosed. Copies are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have

not been reviewed in sufficient detail to make any other representation and, in particular, no representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103, nor is this submission to be construed as a representation that a search has been made.

### **CITED REFERENCES**

#### **U.S. Patent Documents**

<b>Document Number</b>	<b>Date</b>	<b>Name</b>	<b>Class</b>	<b>Sub Class</b>	<b>Filing Date of App.</b>
4,996,685	02/26/1991	Farese et al.	370	58.1	04/10/1989
5,301,273	04/05/1994	Konishi	395	200	06/18/1991
5,675,742	10/07/1997	Jain et al.	395	200	06/26/1995
5,724,510	03/03/1998	Arndt et al.	395	200.5	09/06/1996
5,790,770	08/04/1998	McClure et al.	395	200.61	07/18/1996
5,793,747	08/11/1998	Kline	370	230	03/14/1996
5,909,549	06/01/1999	Compliment et al.	709	223	11/12/1996
5,915,119	06/22/1999	Cone	395	750.02	10/01/1996
5,982,748	11/09/1999	Yin et al.	370	232	10/03/1996
6,049,825	04/11/2000	Yamamoto	709	221	12/15/1997
6,104,700	08/15/2000	Haddock et al.	370	235	02/03/1998
6,112,258	08/29/2000	Miller et al.	710	19	03/19/1998
6,122,254	09/19/2000	Aydemir et al.	370	235	11/25/1997
6,130,879	10/10/2000	Liu	370	230	09/22/1997
6,137,792	10/24/2000	Jonas et al.	370	354	06/14/1996
6,148,410	11/14/2000	Naskey et al.	714	4	09/15/1997
6,189,102	02/13/2001	Beser	713	201	05/27/1998
6,223,222	04/24/2001	Fijolek et al.	709	227	05/14/1998

Document Number	Date	Name	Class	Sub Class	Filing Date of App.
6,240,464	05/29/2001	Fijolek et al.	709	250	02/04/1998
6,260,072	07/10/2001	Rodriguez-Moral	709	241	06/12/1997
6,269,099	07/31/2001	Borella et al.	370	389	07/01/1998

Respectfully submitted,

**McDonnell Boehnen Hulbert & Berghoff**

Date: September 24, 2001

By:

Monika Dudek

**Monika Dudek**

**Registration No. 47,538**

Form PTO-1449 (modified)

Atty. Docket No.  
00-1133Serial No.  
09/722,980

List of Patents and Publications for Applicant's

Applicant

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Fijolek et al.

OCT 02 2001

SEP 28 2001 SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENTFiling Date:  
November 27, 2000Group:  
2152

Technology Center 2100

U.S. Patent Documents  
See Page 1Foreign Patent Documents  
See Page 1Other Art  
See Page 1

## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	4,996,685	02/26/1991	Farese et al.	370	58.1	04/10/1989
	A2	5,301,273	04/05/1994	Konishi	395	200	06/18/1991
	A3	5,675,742	10/07/1997	Jain et al.	395	200	06/26/1995
	A4	5,724,510	03/03/1998	Arndt et al.	395	200.5	09/06/1996
	A5	5,790,770	08/04/1998	McClure et al.	395	200.61	07/18/1996
	A6	5,793,747	08/11/1998	Kline	370	230	03/14/1996
	A7	5,909,549	06/01/1999	Compliment et al.	709	223	11/12/1996
	A8	5,915,119	06/22/1999	Cone	395	750.02	10/01/1996
	A9	5,982,748	11/09/1999	Yin et al.	370	232	10/03/1996
	A10	6,049,825	04/11/2000	Yamamoto	709	221	12/15/1997
	A11	6,104,700	08/15/2000	Haddock et al.	370	235	02/03/1998
	A12	6,112,258	08/29/2000	Miller et al.	710	19	03/19/1998
	A13	6,122,254	09/19/2000	Aydemir et al.	370	235	11/25/1997
	A14	6,130,879	10/10/2000	Liu	370	230	09/22/1997
	A15	6,137,792	10/24/2000	Jonas et al.	370	354	06/14/1996
	A16	6,148,410	11/14/2000	Naskey et al.	714	4	09/15/1997
	A17	6,189,102	02/13/2001	Beser	713	201	05/27/1998
	A18	6,223,222	04/24/2001	Fijolek et al.	709	227	05/14/1998
	A19	6,240,464	05/29/2001	Fijolek et al.	709	250	02/04/1998
	A20	6,260,072	07/10/2001	Rodriguez-Moral	709	241	06/12/1997
	A21	6,269,099	07/31/2001	Borella et al.	370	389	07/01/1998

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)